

Attorney Docket No.: BAUM3001/BEU

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

D.A.M. Deutsche Angelgeräte
Manufaktur Hellmuth Kuntze
GmbH & Co. KG

for reissue of

U.S. Patent No. 5,350,131

Inventors: Walter Baumgartner
Dieter Hamann

Appl. Ser. No. 07/788,801 filed 11/7/91

Issued: September 27, 1994

REISSUE APPLICATION
SER. NO. 09/728,831,

FILED: December 1, 2000

For: FISHING REELS WITH A SPOOL RECEIVING THE FISHING LINE

REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY

I, Joachim Exner, appointed receiver of the Assignee, D.A.M. DEUTSCHE ANGELGERÄTE MANUFACTUR GMBH, legal successor to D.A.M. DEUTSCHE ANGELGERÄTE MANUFACTUR HELLMUTH KUNTZE GMBH & CO. KG, by order of the Insolvency Court of Ansbach, Germany on September 28, 2001, declare that the entire title to letter patent number 5,350,131, for FISHING REELS WITH A SPOOL RECEIVING THE FISHING LINE, granted on September 27, 1994 to Walter Baumgartner and Dieter Hamann, is vested in D.A.M. DEUTSCHE ANGELGERÄTE MANUFACTUR GMBH, that I believe said named inventors to be the original, first, and joint inventors of the subject matter that is described and claimed in the aforesaid letter patent and in the foregoing specification, and for which invention I solicit a reissue patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

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I acknowledge the duty to disclose information that is material to the examination of this application, namely, the information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent, *i.e.*, information which is material to patentability as defined in *Title 37, Code of Federal Regulations, §1.56*.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Such applications have been filed as follows:

| Prior Foreign Application(s) | | PRIORITY CLAIMED | | |
|------------------------------|---------|----------------------|-----|----|
| Number | Country | Day/Month/Year Filed | Yes | No |
| P 40 35 846.1-23 | Germany | 10 November 1990 | X | |

STATEMENT OF INOPERATIVENESS OR INVALIDITY OR INVALIDITY OF ORIGINAL PATENT (37 CFR 1.175)

That I verily believe the original patent to be partly inoperative or invalid by reason of a defective specification (37 CFR 1.175(a)(1)).

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That all errors which are being corrected in the present reissue application up to the time of filing of this reissue declaration arose without any deceptive intention on the part of the applicant. (37 C.F.R. §1.171(a)(2).

The statement below specifies the reasons relied upon (37 C.F.R. §1.175(a)(5), and why the original patent is believed to be wholly or partly inoperative or invalid (37 C.F.R. § 1.175(a)(1):

The original patent is believed to be partly inoperative or invalid because the last clause of claim 1 incorrectly states that the reversing positions are at the ends of the slot, and that the side positions are closer to the center of the slot. In actuality, the reversing positions are close to the center of the slot and the side positions are at the end of the slot, as explained in col. 4, lines 60-62 of the original specification.

**INVENTORS' RESIDENCES, POST OFFICE ADDRESSES,
AND COUNTRIES OF CITIZENSHIP**

That the inventors' residences, post office addresses, and countries of citizenship, based on the last available information known to assignee, are as follows:

| | |
|--|---|
| FULL NAME OF FIRST OR SOLE INVENTOR Walter Baumgartner | CITIZENSHIP Germany |
| RESIDENCE ADDRESS | POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW |
| DATE | SIGNATURE |

| | |
|---|---|
| FULL NAME OF FIRST OR SOLE INVENTOR Dieter Hamann | CITIZENSHIP Germany |
| RESIDENCE ADDRESS | POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW |
| DATE | SIGNATURE |

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POWER OF ATTORNEY

I (We) hereby appoint as my (our) attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: J. Ernest Kenney, Reg. No. 19,179; Eugene Mar, Reg. No. 25,893; Richard E. Fichter, Reg. No. 26,382; Thomas J. Moore, Reg. No. 28,974; and Benjamin E. Urcia, Reg. No. 33,805.

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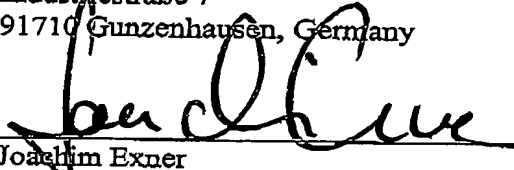
Telephone Calls to:
(703) 683-0500

Attn.: Benjamin E. Urcia

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

**BY ASSIGNEES OR PERSON AUTHORIZED
TO SIGN ON BEHALF OF ASSIGNEE**

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Industriestraße 7
91710 Gunzenhausen, Germany


Joachim Exner

Date

Receiver by Order of Insolvency Court
Ansbach, Germany, September 28, 2001

02/09/2005